

**FROMMER LAWRENCE & HAUG LLP**

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**FACSIMILE COVER LETTER**

**To:** Examiner S. Mark Clardy  
**Firm:** U.S. Patent and Trademark Office  
**Facsimile:** (703) 308-7924  
**From:** Mark W. Russell  
**Date:** February 8, 2002  
**Re:** Hacker et al.  
Application Serial No. 09/370,373  
FLH No. 514413-3766(MWR)  
**Number of Pages:** 17  
(including cover page)

If you do not receive all pages or are unable to read the transmission, please call and ask for Christine Castellazo (Ext: 2029).

Dear Examiner Clardy:

Further to our February 6 telephone conversation, attached is a copy of the Preliminary Amendment, dated January 8, 2002. If you require any further information, please do not hesitate to contact me.

Best regards,

Very truly yours,

Mark W. Russell  
MWR/id  
Enclosure

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**FROMMER LAWRENCE & HAUG LLP**

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New York, New York 10151  
Telephone: (212) 588-0800  
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**FACSIMILE COVER LETTER**

**To:** Examiner S. Mark Clardy  
**Firm:** US Patent and Trademark Office  
**Facsimile No.:** 703-308-7924  
**From:** Mark W. Russell  
**Date:** April 30, 2002  
**Re:** Hacker et al. Appln. Ser. No. 09/370,373  
FLH 514413-3766(MWR)  
  
**No. of Pages:** 4  
(including cover page)

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Dear Examiner Clardy:

Further to your conversation with Mark Russell today, we have enclosed pages 11, 13, and 14 of the Amendment filed January 8, 2002.

Sincerely,

  
Christine Castellazzo  
Secretary to Mark W. Russell

/cc  
encl.

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FROMMER LAWRENCE & HAUG LLP  
745 FIFTH AVENUE NEW YORK, NEW YORK 10151

February 8, 2002

VIA AIRMAIL

Dr. Rudolf Weissert  
Aventis CropScience GmbH  
Patent and Licensing Department  
Gebaude K 801  
D-65926 Frankfurt am Main  
GERMANY

Re: Hacker et al. Appln. Ser. No. 09/370,373  
AGR 1998/M 230 NP - FLH 514413-3766(MWR)

Dear Rudi:

We refer to our January 18 letter and the January 14 Office Action enclosed herewith.

As you will see, the Office Action does not mention the Preliminary Amendment we filed on January 8. When we checked PAIR, we noticed that there is no entry for the Preliminary Amendment. In view of this, we telephoned Mr. Clardy on February 6, informed him of the situation and asked him how he would like us to proceed. Mr. Clardy requested that we fax him a copy of the Preliminary Amendment at which time he could consider it and issue a Supplemental Office Action. We faxed Mr. Clardy a copy of the Preliminary Amendment on February 7.

We shall send you a copy of the Supplemental Office Action as soon as we receive it from Mr. Clardy and provide you with our comments regarding that Office Action.

Best regards,

Very truly yours,

Mark W. Russell  
MWR/id  
Enclosure

00050595

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*Continuation of  
Case No. 09/510313*

File No. 09/113-311.0

By

*Mulke*

Serial No.

10/113-311.0

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Brief

Application for TV Registration

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Application — sheet is, in duplicate

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Petition

Response

Priority Document

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*JIA FLK MAIL 1/8/02*